

## FIRST SUPPLEMENTAL INTERLOCAL CONTRACT

### Oakey – Meadows Storm Drain

THIS FIRST SUPPLEMENTAL INTERLOCAL CONTRACT made and entered into as of the 13<sup>th</sup> day of July, 2006 by and between the Clark County Regional Flood Control District, hereinafter referred to as "DISTRICT" and the CITY OF LAS VEGAS, hereinafter referred to as "CITY".

#### WITNESSETH

WHEREAS, pursuant to Chapter 543 of the Nevada Revised Statutes, the DISTRICT may approve a project to design and construct flood control improvements; and

WHEREAS, the flood control improvements proposed herein are the same as those identified in the Master Plan No. October 2002, Structures No. MEOK 0000, 0063, 0159, 0170 and 0233 hereinafter referred to as "PROJECT"; and

WHEREAS, the PROJECT is identified and shown on the attached Exhibit "A"; and

WHEREAS, the PROJECT has been approved by the DISTRICT on its annual Ten Year Capital Improvement Program; and

WHEREAS, the PROJECT has regional flood control significance and is located in the same hydrographic area as the Las Vegas Valley; and

WHEREAS, the CITY wishes to extend the completion date.

NOW, THEREFORE, in consideration of the covenants, conditions, contracts, and promises of the parties hereto, the DISTRICT and the CITY agree to the following:

#### **SECTION III – GENERAL paragraphs 13, 14, 15 and 16 shall be revised to read as follows:**

13. Up to the limits set forth in NRS Chapter 41, the CITY will indemnify and defend the DISTRICT against and from any and all claims and demands of whatsoever nature which arises out of allegations of negligence or misconduct of CITY officers, employees or agents, related to or under this Contract which results from injury to or death of any persons whomsoever, or against and from damage to or loss or destruction of property.
14. Any costs found to be improperly allocated to this PROJECT will be refunded by the CITY to the DISTRICT.

15. The items covered in SECTION II – PROJECT COSTS must be completed to the satisfaction of the DISTRICT prior to August 14, 2008. The DISTRICT may, at any time thereafter, grant extensions or terminate this Contract after thirty (30) days notice.

The remainder of the Interlocal Contract dated August 14, 2003 shall remain the same.

Date of District Action:

REGIONAL FLOOD CONTROL DISTRICT

July 13, 2006  
ATTEST:

BY: Lawrence L. Brown III  
LAWRENCE L. BROWN, III, Chairman

Carolyn Frazier  
CAROLYN FRAZIER, Secretary

Approved as to Form:

BY: Christopher Figgins  
CHRISTOPHER FIGGINS  
Chief Deputy District Attorney

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Date of Council Action:

CITY OF LAS VEGAS

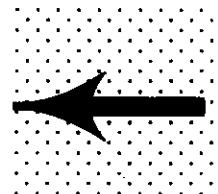
ATTEST:

BY: \_\_\_\_\_  
OSCAR B. GOODMAN, Mayor

\_\_\_\_\_  
BARBARA JO RONEMUS, City Clerk

APPROVED AS TO FORM

Thomas R. Green 7/24/06  
Thomas R. Green Date  
Deputy City Attorney



# LEGEND

— Proposed Regional Facility

- - - Future Regional Facility

..... Existing Regional Facility

## EXHIBIT A Oakley Meadows Storm Drain

